

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

201

**CRM-M No.42728 of 2022
Date of Decision: 15.02.2023**

Jatinder Kumar @ Vicky

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. L.M. Gulati, Advocate
for the petitioner.

Mr. Anurag Bansal, AAG, Punjab
for the respondent-State.

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MEENAKSHI I. MEHTA, J. (Oral)

By way of the instant petition, the above-named petitioner has made the 2nd attempt to seek the relief of regular bail in the criminal case arisen out of the FIR bearing No.71 dated 05.06.2021 registered at Police Station 'D' Division, District Amritsar, under Section 379-B IPC (wherein the offence under Section 411 IPC is stated to have been added later-on). It is pertinent to mention here that the first bail petition, as moved by the petitioner, had been dismissed by this Court vide order dated 29.08.2022 (Annexure P-2), for its having been withdrawn.

2. As per the version set-forth by the prosecution in the present case, the subject FIR had been registered at the instance of informant Parambir Singh, with the allegations that two clean-shaved young boys had snatched the purse from his wife named Ravinderjit Kaur and the same

contained one gold 'Karha' (thick bangle), one gold coin, one mobile phone and the cash amount of Rs.3000/-. The afore-said gold items and one mobile phone are alleged to have been recovered from the petitioner, during the investigation of the case.

3. Learned State counsel has submitted the Reply on behalf of the respondent-State (by way of the affidavit of the Assistant Commissioner of Police, Sub Division Central, Amritsar) as well as the custody-certificate of the petitioner in the Court today and these documents are taken on the record.

4. I have heard learned counsel for the petitioner as well as learned State counsel in this petition and have also perused the file carefully.

5. Learned counsel for the petitioner contends that the petitioner is behind the bars since the date of his arrest, i.e 14.06.2021 and the Challan has been presented and the Charges have already been framed and even the above-named informant and his wife have also been examined as the prosecution witnesses before the trial Court, in this case and moreover, the petitioner is not involved in any other criminal case of the similar nature and in these circumstances, he deserves the relief as prayed for in the present petition.

6. Learned State counsel does not dispute the afore-referred factual position but he opposes the prayer of the petitioner for the grant of regular bail.

7. However, keeping in view the above-discussed undisputed

facts and circumstances as well as the fact that the trial of the case is likely to take sufficient time to conclude and without commenting or expressing any opinion on the merits of the case, the petitioner named Jatinder Kumar @ Vicky is hereby ordered to be released on regular bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. The petition in hand stands allowed accordingly.

15.02.2023
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*
Whether Reportable: *No*